## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit: 3634

RICHARD LUBAWAY

Examiner: Jerry E. Redman

Serial No.: 10/709,557

Filed: May 13, 2004

For: WINDOW POSITIONING APPARATUS

Attorney Docket No.: 81099481 (FMC 1749 PUSP)

## AMENDMENT UNDER 37 C.F.R. § 1.111

Mail Stop Amendment Commissioner for Patents U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed November 10, 2008, please amend the above-identified application as follows: